

RESOLUTION NO. 74241

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO CERTIFY AND SUBMIT THE 2008-2009 CITY OF SAN JOSE URBAN RUNOFF MANAGEMENT WORK PLANS TO THE REGIONAL WATER QUALITY CONTROL BOARD IN CONFORMANCE WITH CITY'S MUNICIPAL SEPARATE STORM SEWER SYSTEM NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT REQUIREMENTS

WHEREAS, the Federal Clean Water Act requires the City of San Jose ("City") to operate under a National Pollutant Discharge Elimination System ("NPDES") permit (also known as the stormwater permit) for the discharge of stormwater to surface waters via the City's storm sewer collection system; and

WHEREAS, San Jose is subject to a stormwater permit issued to the Santa Clara Valley Urban Runoff Pollution Prevention Program ("Program"), for the 15 agencies in Santa Clara County whose land area drains to South San Francisco Bay; and

WHEREAS, the Water Board last renewed the permit in February 2001 with subsequent amendments issued in October 2001 and July 2005; and

WHEREAS, the City's current permit has been administratively extended since February 2006, pending the adoption of the Bay Area-wide Municipal Regional Permit ("Regional Permit"); and

WHEREAS, City staff has participated, and will continue to participate, in the permit process through the Program, Bay Area Stormwater Management Agencies Association ("BASMAA"), and individually as a city; and

WHEREAS, performance standards for compliance with the stormwater permit are developed by each co-permittee and set out in the Urban Runoff Management Plan ("Management Plan"), which was approved by the City Council on August 31, 2004; and

WHEREAS, the permit requires an annual Work Plan from each co-permittee for each permit element to be submitted to the Water Board by March 1 of each year; and

WHEREAS, the proposed March 1, 2008 submittal updates San Jose's Annual Work Plans to meet the existing Program Element Performance Standards in the Management Plan and the requirements of the permit;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Manager is hereby authorized to certify and submit the 2008-2009 City of San Jose Urban Runoff Management Work Plans to the Regional Water Quality Control Board in conformance with the City's Municipal Separate Storm Sewer System National Pollutant Discharge Elimination System permit requirements.

ADOPTED this 26th day of February, 2008, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, LICCARDO,
NGUYEN, OLIVERIO, PYLE, WILLIAMS. CORTESE

NOES: NONE

ABSENT: REED

DISQUALIFIED: NONE

DAVID CORTESE
Vice Mayor

ATTEST:

LEE PRICE, MMC
City Clerk